

REGULAR MEETING of the Burrillville Town Council held Wednesday, January 22, 2014 at 7:00 P.M. in Council Chambers, Town Building, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.

PRESENT: Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson

MEMBERS ABSENT: Councilor Edward J. Blanchard was excused

1. Council President Nancy F. Binns led those present in pledging allegiance to the flag.

2. VOTED to accept the minutes of the regular meeting held January 8, 2014 and the special meeting held January 13, 2014 and dispense with the reading of said minutes.

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

3. Public Comment: None

4. General Good and Welfare of the Town of Burrillville

Councilor David J. Place announced the 2014 Relay for Life kickoff scheduled for January 31, 2014.

Councilor David J. Place announced dates for registration for the 2014 Burrillville Little League Season: January 25, 2014 and February 1, 2014 at the Burrillville High School lobby

Councilor Stephen N. Rawson announced the 2014 Between the Cracks Ice Fishing Tournament scheduled for Crystal Lake Golf Course on February 2, 2014.

5. Special Business:

14-003 VOTED to award a proclamation honoring David A. Mainville on his elevation to Eagle Scout, as follows:

Burrillville Town Council

Proclamation

WHEREAS, Eagle Scout is the highest rank attainable in the Boy Scouting program of the Boy Scouts of America; and

WHEREAS, David A. Mainville of Boy Scout Troop 100 Pascoag, is being honored for his achievements in Scouting and for having

attained the level of Eagle Scout; and

WHEREAS, Scouting provides a series of surmountable obstacles and steps in overcoming them through the advancement method; and

WHEREAS, within the structured framework of a merit badge program, Scouting teaches and challenges Scouts while allowing individuals to develop at their own pace; and

WHEREAS, to earn the rank of Eagle Scout, the Boy Scout must earn a minimum of 21 merit badges; and

WHEREAS, David A. Mainville has earned 32 merit badges, including First Aid, Communications, Personal Fitness and Citizenship badges; and

WHEREAS, the Boy Scout is rewarded for each achievement, which helps him gain self-confidence, self-reliance and the ability to help others. Scouting helps youth develop academic skills, self-confidence, ethics, leadership skills, and citizenship skills that influence their adult lives; and

WHEREAS, David A. Mainville has served in a variety of leadership roles including Patrol Leader, Scribe and Assistant Senior Patrol Leader and met all leadership requirements of the rank of Eagle Scout; and

WHEREAS, the Eagle Scout Service Project provides an opportunity for a Scout to demonstrate leadership of others while performing a project for the benefit of a religious institution, school or his community; and

WHEREAS, David A. Mainville's Eagle Scout project involved building an informational kiosk at the entrance to the Nipmuc Trail/Joseph O.

Blanchard Memorial Management Area, in addition to replacing post markers at various points along the trail, building two bridges and installing water bars to prevent washout, all of which aids the many Burrillville residents who frequent the trail.

NOW THEREFORE BE IT RESOLVED that we, the Town Council of the Town of Burrillville on this 8th day of January 2014 do hereby honor and commend David A. Mainville for the successful elevation to the rank of Eagle Scout and all of the accomplishments that entails and wish him well in all of his future endeavors.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

6. Petitions: None

7. Public Hearing:

14-016 Relative to amendments to the Revised General Ordinances of the Town of Burrillville, RI, 2004, related to the Chapter 16 Offenses and Miscellaneous Provisions, Sec. 16-5 – Disorderly Conduct.

NOTES: Notice of the public hearing was duly advertised in the legal section of the Woonsocket Call on January 20, 2014.

A. Comments/Input/Recommendations by the Administration

Town Manager Michael C. Wood commented on the need to modify the disorderly conduct ordinance to provide for enforcement. The administration supported adoption.

B. Comments/Input/Recommendations by the Ordinance Subcommittee

Council President Nancy F. Binns testified that the Subcommittee had met with the Chief of Police on the matter. The Subcommittee endorsed the amendment and supported adoption.

C. The hearing of all interested parties in regard to proposed amendments. Note: Persons who wish to address the Town Council shall state their names and addresses.

1) Proponents: None

2) Opponents: None

D. VOTED to close the public hearing.

Motion by Councilor Wallace F. Lees. Seconded by Councilor

Stephen N. Rawson. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

E. Town Council Members Comments/Input/Deliberation: None

F. VOTED to adopt the amendments to the Revised General Ordinances of the Town of Burrillville, RI, 2004, related to the Chapter 16 Offenses and Miscellaneous Provisions, Sec. 16-5 – Disorderly Conduct, as follows:

The Town Council of the Town of Burrillville hereby ordains as follows:

The Revised General Ordinances, Town of Burrillville, RI, 2004, Chapter 16 Offenses and Miscellaneous Provisions, Sec. 16-5 – Disorderly Conduct, is here by amended by adding the following:

8. Urinates or defecates on any public street, alley or sidewalk or the floor of any public place or public building where the public has the right to gather or to which it has access; or deposits or causes to be deposited any human fecal matter in such places.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor

Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

G. VOTED to adjourn the public hearing.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

8. Unfinished Business:

13-252 VOTED to open the correspondence from Dr. Frank Pallotta regarding his request that the Town Council appoint two representatives from the Town Council to serve on the School Committee Negotiation Team.

Motion by Councilor Wallace F. Lees. Seconded by Councilor John F. Pacheco III. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F.

Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

Councilor Kimberly Brissette Brown was nominated by Council President Nancy F. Binns. Councilor Wallace F. Lees seconded the nomination. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

Council President Binns was nominated by Councilor Wallace F. Lees. Councilor Kimberly Brissette Brown seconded the nomination. The motion failed, three in favor, three opposed, one excused. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees and Kimberly Brissette Brown. Voting in opposition were Councilors John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

Councilor John F. Pacheco III was nominated by Councilor David J. Place. The nomination was seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

9. New Business:

14-017 VOTED to receive and file the OPEB (Other Post Employment Benefits) report, as requested by John P. Mainville, Finance Director.

Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

14-018 VOTED to receive the FY2015 budget calendar and approve the public hearing dates for the budget for fiscal year ending 2015 as presented.

Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

14-019 VOTED to open consideration and action on correspondence from Council President Nancy F. Binns regarding the Burrillville Town

Council's legislative agenda.

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

Discussion: Councilor Stephen N. Rawson's January 21, 2014 correspondence related to: 1) the cost to the school department of out-of-district placement of students 2) RIDE requirements related to school construction and 3) state law freezing the municipal tax rate for automobiles. A copy of the correspondence is on file with the record of the minutes.

VOTED to forward the proposal to the administration for refinement and to approve them as they are presented.

Motion by Councilor David J. Place. Seconded by Councilor John F. Pacheco III. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

VOTED to endorse the League of Cities & Towns policy statement.

Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

Note: A copy of the Rhode Island League of Cities & Towns 2014 legislative policy statement is on file with the record of the minutes.

10. Town Clerk/Communication:

14-020 VOTED to receive and file the correspondence from Dr. Frank Pallotta, Superintendent of Schools, regarding Lisa Harkin v Town of Burrillville, et al.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

14-021 VOTED to receive and file the correspondence from Kevin

Cleary, Chairman, Burrillville Conservation Commission, regarding the Joseph O. Brock Memorial Management Area Nipmuc River Trail – Boy Scout Projects; and to send a letter of thanks to the Boy Scouts for work they put in during this project.

Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

11. VOTED to receive reports #1 – 26:

- 1. Town Treasurer: Reports of November and December 2013**
- 2. Burrillville Sewer Commission: Report of November 2013 and meeting of November 12, 2013**
- 3. Tax Collector: Report of December 2013**
- 4. Department of Public Works: No report**
- 5. Chief of Police: Reports of November and December 2013**
- 6. Office of Building Official: Reports of November and December 2013**
- 7. Animal Control Officer: Reports of November and December 2013**
- 8. Parks and Recreation Department: No report**
- 9. Burrillville Extended Care: No report**
- 10. Emergency Management Agency: No report**

- 11. Information Systems Department: Report of January 2014**
- 12. Burrillville Housing Authority: Meetings of November 13 and December 11, 2013**
- 13. Planning Board/Town Planner: Meeting of December 2, 2013**
- 14. Burrillville Conservation Commission: Meetings of August 13, September 11 and October 8, 2013**
- 15. Recreation Commission: Meetings of November 4 and 12, 2013**
- 16. Ordinance Subcommittee: Meeting of November 14, 2013**
- 17. Redevelopment Agency: Meeting of November 22, 2013**
- 18. B-PAC: No report**
- 19. Personnel Board: No report**
- 20. Screening Subcommittee: No report**
- 21. Budget Board: No report**
- 22. Burrillville School Committee: No report**
- 23. Rubbish & Recycling Committee: No report**
- 24. Board of Canvassers: No report**
- 25. Juvenile Hearing Board: No report**
- 26. Burrillville Extended Care Board of Directors: No report**

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

12. Additional New Business:

14-022 Request for executive session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meetings Law [§42-46-5(a)(3)] for discussions regarding security related to the Burrillville Police Department; and

14-023 Request for executive session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meetings Law [§42-46-5(a)(2)] work session related to collective bargaining: Council 94, Local 186.

VOTED to grant.

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

There was a recess before executive session.

The Town Council returned to open session at 8:16 P.M.

VOTED to seal the minutes of executive session, noting that no votes had been taken.

Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

13. VOTED to adjourn at 8:16 P.M.

Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous by the six members present. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson. Councilor Edward J. Blanchard was excused.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk